## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT? OF PUERTO RICO

DJ MANUFACTURING CORPORATION

J.S. CIVIL NO. 97-1457 (JAG)

Antitrust

Plaintiff

**v**.

TEX-SHIELD, INC, BLUCHER GmBH, : BLUCHER USA, and CREATIVE APPAREL :

Defendant

CIVIL NO. 98-2065 (JAG)

Antitrust

:

:

:

DJ MANUFACTURING CORPORATION

Plaintiff

v.

BLUCHER GmBH, BLUCHER USA, and

CREATIVE APPAREL

Defendant

.....

## NOTICE OF APPEAL

Notice is hereby given that Plaintiff, D.J. Manufacturing Corporation, in the consolidated cases as captioned by the Court above, hereby appeals to the United States Court of Appeals for the First Circuit from the Final Opinion and Order dismissing all claims against Defendants for failure to state a claim upon which relief can be granted, thereby mooting Plaintiff's Motion for





NOTICE OF APPEAL CIVIL NO. 97-1457 (JAG) CIVIL NO. 98-2065 (JAG) PAGE - 2 -

Partial Summary Judgment under §264 of the Puerto Rico Antimonopoly Act, 10 L.P.R.A. §264 in these consolidated actions entered on 2<sup>nd</sup> day of July, 2002.

IT IS HEREBY CERTIFIED that a true copy of the foregoing notice was mailed, by regular mail, postage prepaid, to Pedro Jiménez, Esquire, González Oliver, Correa Calzada, Collazo Salazar, Herrero & Jiménez, PH Suite, Santander Mortgage Plaza, 279 Ponce de León Avenue, San Juan, Puerto Rico 00917; and to Daniel Abuhoff, Esquire, and Timothy K. Beeken, Esquire, Debevoise & Plimpton, 875 Third Avenue, New York 10022.

BIRD BIRD and HESTRES, P.S.C. ATTORNEY for PLAINTIFF DJ Manufacturing Corp.

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Bv:

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OF COUNSEL:

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Dated: July 31, 2002